

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA, } Case No. CR 07-0765 MHP
12 Plaintiff, }
13 v. }
14 MENDEL BEKER, } [PROPOSED] ORDER TO RETURN
15 a.k.a. Mikhail Lvovich, } SEIZED \$50,000 AND INTEREST TO
16 a.k.a. Michael Beker, } MENDEL BEKER; CERTIFICATE OF
17 ARIE PRILIK and } REASONABLE CAUSE
18 NEWCON INTERNATIONAL LTD., }
19 Defendants. }

20 Good Cause having been shown, the Court Orders the following:

- 21 1. This matter having come before this Court on the motion of Mendel Beker and Newcon
22 International Ltd. for the return of seized \$50,000 and interest. NOW, THEREFORE, IT IS
23 HEREBY ORDERED, ADJUDGED, AND DECREED, that the United States return
24 \$50,000 and payment of interest totaling no less than \$6,096.11 to Claimants.
25 2. This matter having come before this Court on the motion of the United States for the issuance
26 of a Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465(a)(2), which provides that
27 such a certificate shall be entered, notwithstanding a judgment for the claimant, if it appears
28 that there was reasonable cause for the seizure or arrest, and it appearing to the Court that

1 there was reasonable cause for the seizure of the defendant *in rem* \$50,000;

2 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED,
3 pursuant to 28 U.S.C. § 2465(a)(2), neither the person who made the seizure or arrest nor the
4 prosecutor shall be liable to suit or judgment on account of such suit or prosecution, nor shall the
5 claimant be entitled to costs, except as provided in 28 U.S.C. § 2465(b).

6 Dated: _____, 2011

7 SO ORDERED:

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9 Hon. Marilyn Hall Patel
10 United States District Judge
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